

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JOSHUA ASSIFF,

Plaintiff,

v.

COUNTY OF LOS ANGELES;
SHERIFF DEPUTY BADGE
NUMBER 404532;
And DOES 1 through 10,

Defendants.

Case No. 2:22-cv-05367 RGK (MAAx)

PLAINTIFF’S PROPOSED VERDICT FORM

Action Filed: August 3, 2022
Pretrial Conference: July 10, 2023
Trial Date: July 25, 2023

Assigned to: Hon. R. Gary Klausner,
District Judge, Courtroom 850

PLEASE TAKE NOTICE THAT Plaintiff, JOSHUA ASSIFF (hereinafter
“Plaintiff”) hereby provides this proposed verdict form.

///
///
///
///
///
///
///
///

1 **PLAINTIFF’S PROPOSED VERDICT FORM FOR PHASE I**

2

3 We, the jury, answer the questions submitted to us as follows:

4

5 1. Did Defendant Travis Kelly have probable cause to arrest Plaintiff

6 Joshua Assiff?

7 Yes ____ No ____

8

9 Proceed to question 2.

10

11 2. In effectuating Plaintiff Joshua Assiff’s arrest, Did Defendant Travis

12 Kelly employ excessive force?

13 Yes ____ No ____

14

15 If your answer to question 1 is “no,” then proceed to answer question 3. If your

16 answer to question 2 is “yes” then proceed to answer question 3. If you answered

17 both “yes” to question 1 and “no” to question 2, stop here, answer no further

18 questions, and have the presiding juror sign and date this form.

19

20 3. Was Defendant Travis Kelly’s violation of Plaintiff Joshua Assiff’s

21 rights a substantial factor in causing harm to Plaintiff Joshua Assiff?

22 Yes ____ No ____

23

24 If your answer to question 3 is “yes,” then proceed to answer question 4. If you

25 answered “no” to question 3, stop here, answer no further questions, and have the

26 presiding juror sign and date this form.

27

28

1 4. What are Plaintiff Joshua Assiff's damages?

2
3 Past economic loss (medical, towing, bail, etc.) \$_____

4
5 Future economic loss \$_____

6
7 Past noneconomic loss, including physical pain/mental suffering:
8 \$_____

9 Future noneconomic loss, including physical pain/mental suffering:
10 \$_____

11
12 TOTAL \$_____

13
14 You have answered the final question. Please have the presiding juror sign and date
15 this form.

16
17 Signed: _____

18 Presiding Juror

19 Dated: _____

20
21 After [this verdict form has been signed, notify the [clerk/bailiff/court attendant] that
22 you are ready to present your verdict in the courtroom.

1 **PLAINTIFF’S PROPOSED VERDICT FORM FOR PHASE I**

2

3 We, the jury, answer the questions submitted to us as follows:

4

5 5. Did Defendant Travis Kelly act maliciously, oppressively, or in reckless

6 disregard of Plaintiff Joshua Assiff’s rights?

7 Yes ____ No ____

8

9 If your answer to question 5 is “yes,” then answer question 6. If you answered “no,”

10 stop here, answer no further questions, and have the presiding juror sign and date this

11 form.

12

13 6. Do you award punitive damages against Defendant Travis Kelly?

14 Yes ____ No ____

15

16 If yes, in what amount? _____

17

18 You have answered the final question. Please have the presiding juror sign and date

19 this form.

20

21 Signed: _____

22 Presiding Juror

23 Dated: _____

24

25 After [this verdict form has been signed, notify the [clerk/bailiff/court attendant] that

26 you are ready to present your verdict in the courtroom.

27

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Submitted By:

DATED: June 28, 2022

The Law Office Of Thomas M. Ferlauto, APC

By: 
Thomas M. Ferlauto
Attorney For: Plaintiff, JOSHUA ASSIFF